

NON-PROVISIONAL
UTILITY PATENT APPLICATION
TRANSMITTAL - 37 CFR 1.53(b)

[] Duplicate
(check, if applicable)

Assistant Commissioner for Patents
BOX PATENT APPLICATION
Washington, DC 20231

Attorney Docket No. 057907-5003-03
First Named Inventor: Fred R. Frankel et al.
Express Mail Label No. EL231895199US
Total Pages of Transmittal Form: 2

Transmitted herewith for filing is the non-provisional utility patent application entitled:

IMMUNOGENIC COMPOSITIONS COMPRISING DAL/DAT DOUBLE MUTANT,
AUXOTROPHIC ATTENUATED STRAINS OF LISTERIA AND THEIR METHODS OF USE

22154 U.S. PTO
10/660194
09/11/03

which is:

an Original; or
a Continuation, Divisional, or Continuation-in-part (CIP)
of prior of co-pending U.S. Application No. 10/136,253, filed May 1, 2002, now allowed, which is a
divisional of U.S. Application No. 09/520,207, filed March 7, 2000, now issued as U.S. Patent
6,504,020, which is a divisional of U.S. Application No. 08/972,902, filed November 18, 1997, now
U.S. Patent 6,099,848.

Anticipated Group/Art Unit: _____ or Class _____, Subclass _____.

This non-provisional patent application is based on Provisional Patent Application No. _____,
filed _____.

Enclosed are:

Specification (including Abstract) and claims: 36 pages.
 Copy of Declaration from prior application.
 Separate Power of Attorney (including 37 CFR 3.73(b) statement, if applicable).
 Seventeen (17) Sheets of drawings (formal) plus one copy.
 Microfiche computer program (Appendix).
 Please transfer the diskette version of the Sequence Listing from Parent
Application No. 10/136,253 to the present application.
 Nucleotide and/or Amino Acid Sequence Submission, including:
 Computer readable copy Paper Copy Verified Statement.
 Under PTO-1595 Cover Sheet, an assignment of the invention
 Name of Assignees: The Trustees of the University of Pennsylvania
 Certified copy(ies) of _____ Application No(s). _____ filed _____ is/are filed:
 herewith or in prior application &@.
 Applicant(s), by its/their undersigned attorney, claim(s) Small Entity Status under 37 C.F.R.
§1.27 as an Independent Inventor, or a Small Business Concern, or a Non-Profit
Organization.
 Preliminary Amendment.

Information Disclosure Statement and PTO-1449. Copies of the references cited are not included as they have been filed in the parent Application No. 10/136,253.

Request for Nonpublication of Application Under 35 U.S.C. §122(b)

Other:

The filing fee is calculated as follows:

			SMALL ENTITY		LARGE ENTITY	
CLAIMS	NO. FILED	NO. EXTRA	BASIC FEE:		BASIC FEE:	
			\$375		\$750	
Total	6-20 =	0	X9	\$ 0	OR	X18
Independent	1- 3=	0	X42	\$ 0	OR	X84
<input type="checkbox"/> Multiple Dependent Claims Present			\$140	\$	OR	\$280
			TOTAL	\$ 375.00	OR	TOTAL
						\$

The Commissioner is not authorized to charge the filing fee at this time as we elect to defer payment of the entire filing fee until receipt of a Notice to File Missing Parts.

A check in the amount of \$____ to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-0310 (Billing No. 057907-5003-03) as noted below. A duplicate copy of this sheet is enclosed.

Any overpayments or deficiencies in the above-calculated fee.

Filing fee in the amount of **\$375.00** as calculated above.

Any additional fees required under 37 C.F.R. § 1.16 and § 1.17.

In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

CORRESPONDENCE ADDRESS:

September 11, 2007
(Date)

By:

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KD/JDGB/dlm *dk*
Enclosures